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3 UNITED STATES DISTRICT COURT
4 EASTERN DISTRICT OF WASHINGTON

5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 v.

8 DONALD HARVEY SHIELDS,

9 Defendant.

No. CR-11-131-EFS

10 **ORDER GRANTING THE USAO's MOTION
11 TO DISMISS WITHOUT PREJUDICE**

12 Before the Court is the U.S. Attorney's Office's (USAO) Motion to
13 Dismiss Without Prejudice, ECF No. [84](#), and related Motion to Expedite
14 Hearing, ECF No. [85](#). Leave of Court is given to dismiss the Indictment,
15 ECF No. [1](#); however, the Court makes no judgment as to the merit or
16 wisdom of this dismissal.

17 Accordingly, **IT IS HEREBY ORDERED:**

18 1. The USAO's Motion to Dismiss Without Prejudice, **ECF No. [84](#)**,
19 and related Motion to Expedite Hearing, **ECF No. [85](#)**, are **GRANTED**.

20 2. The Indictment, **ECF No. [1](#)**, is **DISMISSED WITHOUT PREJUDICE**.

21 3. All pending motions are **DENIED AS MOOT**.

22 4. Defendant is **RELEASED** from pretrial supervision.

23 **IT IS SO ORDERED.** The Clerk's Office is hereby directed to enter
24 this Order and furnish copies to counsel and the U.S. Probation Office.

25 DATED this 10th day of October 2012.

26 _____
27 s/ Edward F. Shea
28 EDWARD F. SHEA
29 Senior United States District Judge